

REMARKS

Claims 1-16 are pending in the present application. Claims 1, 5, 6, 12, and 13 are amended herein.

In the office action, claims 1-9 and 11-15 are rejected under 35 U.S.C. § 103(a) as anticipated by U.S. Published Patent Application No. 2004/0181603 to Rajahalme in view of U.S. Published Patent Application No. 2003/0217145 to Leung. Claims 10 and 16 are rejected under 35 U.S.C. § 103(a) as unpatentable over Rajahalme in view Leung and in further view of U.S. Published Patent Application No. 2004/0133634 to Luke.

The newly cited Leung reference, however, after review of the priority dates, is not prior art to the instant application. The instant application was filed on March 1, 2002, claiming priority to a Japanese application filed on October 31, 2001. In contrast the Leung reference was filed on September 11, 2002 claiming priority to a provisional application filed March 5, 2002. Accordingly, as Leung is not prior art to the instant application and withdrawal of the instant rejections is requested.

In view of at least the remarks set forth above, this application is in condition for allowance which action is respectfully requested. However, if for any reason the Examiner should consider this application not to be in condition for allowance, the Examiner is respectfully requested to telephone the undersigned attorney at the number listed below prior to issuing a further Action. Any fee due with this paper may be charged to Deposit Account No. 50-1290.

Respectfully submitted,

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